

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Kazuo SAITO et al.

Continuation in Part of  
Serial Number: 09/500,917

Filed: December 28, 2001

For: SEPARATOR FOR FUEL CELL AND SOLID POLYMER TYPE FUEL CELL USING  
SAID SEPARATOR

PRELIMINARY AMENDMENT

Assistant Commissioner  
For Patents  
Washington, D.C. 20231

December 28, 2001

Sir:

Prior to calculation of the fee and examination on the merits  
of the above-identified patent application, please amend the  
application as follows:

IN THE TITLE

Please amend the title as follows:

--SEPARATOR FOR FUEL CELL AND SOLID POLYMER TYPE FUEL CELL  
USING SAID SEPARATOR--

IN THE SPECIFICATION:

Page 1,

insert at the beginning:

--This application is a continuation in part of  
application Serial Number 09/500,917, filed February 9,  
2000.--

IN THE CLAIMS:

Please amend claim 4 to read as follows:

4. (Amended) A solid polymer type fuel cell using a  
separator for fuel cell set forth in Claim 1.

Please add new claims 5 and 6 as follows:

5. (New) A solid polymer type fuel cell using a separator  
for fuel cell set forth in Claim 2.

CONTINUATION IN PART OF  
Serial Number 09/500,917  
PRELIMINARY AMENDMENT

PATENT

6. (New) A solid polymer type fuel cell using a separator  
for fuel cell set forth in Claim 3.

1002297.1-1002297.1

REMARKS

The title has been amended to correct a typographical error.

The specification has been amended to identify a prior related application.

Claim 4 has been amended to remove multiple dependency. New claims 5 and 6 have been added to cover an embodiment deleted by the amendments to Claim 4.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attachment is captioned "VERSION WITH MARKINGS TO SHOW CHANGES MADE."

In the event any additional fees are required, please charge our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE TITLE

The title has been amended as follows:

--SEPARATOR FOR FUEL CELL AND SOLID POLYMER TYPE FUEL CELL  
[USIND] USING SAID SEPARATOR--

IN THE SPECIFICATION:

Page 1,

insert at the beginning:

--This application is a continuation of application  
Serial Number 09/464,192, filed December 16, 1999.--

IN THE CLAIMS:

Claim 4 has been amended as follows:

4. (Amended) A solid polymer type fuel cell using a

separator for fuel cell set forth in [~~any of Claims 1 to 3~~] Claim  
1.

New claims 5 and 6 have been added as follows:

-- 5. (New) A solid polymer type fuel cell using a separator  
for fuel cell set forth in Claim 2.

6. (New) A solid polymer type fuel cell using a separator  
for fuel cell set forth in Claim 3.--